

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA**

AMNET ESOP CORPORATION d/b/a
AMERICAN MORTGAGE NETWORK,

Plaintiff,

v.

CROSSCOUNTRY MORTGAGE, INC.,
SPENCER THOMAS, and WILLIAM
MYERS

Defendants.

Civil Action No. 2:23-cv-00010-RWS

JOINT STIPULATION AND [PROPOSED] CONSENT ORDER

Plaintiff AmNet ESOP Corporation, d/b/a American Mortgage Network (“American Mortgage”) and Defendants CrossCountry Mortgage Inc. (“CrossCountry”), Spencer Thomas, and William Myers (collectively the “Defendants”), hereby agree and jointly stipulate as follows:

1. Whereas Defendants’ motions to dismiss the operative Complaint are fully briefed and have been submitted to the Court (*see* July 10, 2023 Docket Entry);
2. Whereas the pending dispositive motions seek dismissal of all claims for failure to state a claim, pursuant to Fed. R. Civ. P. 12(b)(6);
3. Whereas the parties have conferred and agree that it would be mutually beneficial and convenient for the parties and the Court to adjourn any early discovery planning deadlines prescribed by Rules 16 or 26 of the Civil Local Rules of the Northern District of Georgia until after any ruling on the motions to dismiss that necessitates the filing of an answer;
4. In light of the foregoing, the parties hereby request that the deadline for the parties to conduct any early planning conference pursuant to Fed. R. Civ. P. 26(f) will be **ten days** after the Court issues a ruling on the pending motions to dismiss that necessitates the filing of an answer,

and the deadline for the parties to file a Joint Preliminary Report and Discovery Plan will be **fourteen days** after any Rule 26(f) conference.

Dated: August 21, 2023

Respectfully submitted,

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Counsel for Defendant
Spencer Thomas

IT IS SO ORDERED, this ____ day of _____, 2023.

Honorable Richard W. Story
UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

I HEREBY CERTIFY, that on this 21st day of August 2023, a true and accurate copy of the foregoing Joint Stipulation and Proposed Order have been filed with this Court and served on all Counsel of Record via the Court's electronic filing system.

/s/ Ari Karen
Ari Karen, Esq.